
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop and Regular Meeting
Date of Meeting: June 13, 2018
Time of Meeting: 6:30 pm
Minute Page No: Page 1 of 27

The Workshop and Regular Meeting of the Governing Body was called to order by Mayor Bettina Bieri.

Adequate Notice Statement

Mayor Bieri read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Workshop and Regular meeting was advertised in the Herald News in its issue of February 11, 2018; copies were provided to the Suburban Trends, the Record and Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits - located to the left, right, and rear of this room - for use in case of an emergency. Thank you.

Agenda No. I

Pledge of Allegiance

Mayor Bieri led all in attendance in a salute to the flag.

Agenda No. II

Roll Call

Present: Councilmembers Andrena Pegel, Mike Hensley, Tim Wagner, Pete McGuinness
Luciano Signorino, Patricia Gerst, Mayor Bettina Bieri
Absent: None
Also Present: Township Administrator/Clerk Antoinette Battaglia, Township Attorney Fred Semrau

Mayor Bieri made the following announcement:

It has been my privilege and honor to serve as your Mayor since 2008. As many residents know, I first ran for Mayor in 2007 because I wanted to be sure that I could fully commit myself to that office without negatively impacting my family. Prior to then, my children were in school and I understood the need to balance my priorities. For the past 11 years I have proudly watched my children graduate college, launch successful careers, move out of town and begin their married lives. With your support, trust and encouragement, during this time I have also been able to devote myself to the important role of Mayor. Life is an ever-changing journey, and I am excited to share with you that my life has come full circle. Before the end of this year, I will become a grandma and my focus will shift back to my top priority, my wonderful family. I plan to be an accessible grandparent and am grateful that my children have encouraged this involvement. To that end, I will be moving to South Carolina so that I can be close to my family.

I share all this with you because soon you will see a "for sale" sign in front of my house. While the exact timing has yet to be determined, I do know that I will not be seeking re-election next year. Furthermore, should a vacancy occur, something I neither anticipated nor expected, the statutory process will guide us accordingly. All of this is contingent upon the sale of my house.

In the meantime, I will continue to do the very best job I can as your Mayor with appreciation for your continued support. Please know how much I value your services and appreciate all of you as individuals!

Agenda No. III

Reading of or Approval of Unapproved Minutes

May 23, 2018 Executive Session
May 23, 2018 Regular Meeting

Moved: McGuinness Seconded: Gerst
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Gerst
Voted Nay: None
Abstain: Signorino
Motion Carried:

Agenda No. IV

Meetings

Mayor Bieri noted the future meeting schedule:

July 11, 2018 Workshop and Regular Meeting
August 15, 2018 Workshop and Regular Meeting
September 5, 2018 Workshop Meeting

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Agenda No. V

Proclamations

None

Agenda No. VI

Presentations

Eagle Scout, Joseph Canova – Said he has been in scouting for 14 years. He based his whole life around scouting, and it has been a big part of his life. For his project, he made a large antique display case for the Township Museum and it took him over 100 hours. He thanked his parents for their assistance with the paperwork and the project.

Eagle Scout, Shawn Mageean – Said he has been in scouting since first grade, and for his project he built a gaga ball pit for Bubbling Springs Summer Camp. He mentioned that he loves scouting because it taught him leadership and responsibility, and he knows how to make a fire. He will be attending NJIT to study mechanical engineering and also to run track. He thanked his parents and his troops for their support and helping him with his project, and he greatly appreciates all the donations from West Milford.

Eagle Scout, Andrew Romano – Said he has been in scouting his whole life and both of his brothers were Eagle Scouts. For his project he built voting booths for the elementary schools. He thanked his parents for their support.

Mayor Bieri congratulated the Eagle Scouts and their families. She encouraged the Eagle Scouts to stay true to their values, and she wished them good luck in their future endeavors. She said considering the early time in the meeting, she will refer back to the public comments after they move on to the next order of business.

Agenda No. VII

Action Items

Discussion:

Councilman Signorino said the cap bank provides a buffer in case they exceed budget funds. He asked for an explanation on how the Cap Bank Ordinance does not increase the taxes. Mrs. Mageean said the state said their appropriations can't increase more than 2.5%, and they allow the municipality to pass the cap bank so they can increase it to 3.5%. The 3.5% can be put into a bank and can be used over the next two years. In case the Township needed to increase an appropriation, they could use the bank and they don't have to go over the appropriation cap. Mayor Bieri noted that it does not change the budget or spending. Councilman Signorino said they approve the expenses and he does not recall seeing a differential coming out of the cap bank. He thinks it's something that needs to be streamlined better, because it is causing taxes to increase. Administrator Battaglia said the cap bank is not an actual appropriation, and ever since the Cap Bank Ordinance, the Governing Body has never been in a position where they had to take advantage of the cap bank. Councilman Signorino asked if they could make an emergency appropriation without a cap bank. Mrs. Mageean said if it fell under the guidelines; if it did not, they would need the cap bank. Mrs. Mageean said she can't do an appropriation or expenditure against the money; that would be the Governing Body's decision. Councilman Wagner asked for an example of when they would have to use the cap bank.

Mayor Bieri said the Governing Body has passed the ordinance every year as a safety measure. She said in the eleven years that she has been Mayor, they never had to use the cap bank; it is there as a safety measure, and that is probably why they are having a hard time finding an example. Mayor Bieri noted that the total expenditures did not increase, and they spent less money each year because of the available surplus. Mr. Semrau explained that if the Township was to draw on the cap bank it would not be something on the bill list. The Governing Body would have to take formal action and it would be decided by the Council specific to the cap. It keeps the decision local because if they don't have the cap bank, they would have to get an approval from the DCA and pay for an auditor and tax attorney. Mrs. Mageean said once they pass the budget, that levy that they put on the taxes never changes, nobody can change it, and they can't exceed the appropriations. Administrator Battaglia said each year during contract negotiations, if a contract has not been settled, the Governing Body makes an appropriation in that year, and so they are never making an appropriation in one year to cover multiple years. Councilman Signorino wants to know why the taxes on the municipal side increased 8% over the past five years. Mrs. Mageean said the levy has been the same for the past three years, but if the assessed value decreases then the tax rate has to increase; that is why there was an increase in the tax rate.

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Agenda No. VII 1

~ Ordinance 2018 – 005~

TOWNSHIP OF WEST MILFORD CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) - RESCHEDULED

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of West Milford in the County of Passaic finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$219,338.97 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Township of West Milford shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$855,186.40, and that the CY 2018 municipal budget for the Township of West Milford be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced: April 04, 2018
Adopted: June 13, 2018
Effective Date: July 03, 2018

This Ordinance was introduced April 4, 2018 and the Notice of Public Hearing was published in the Herald News on April 22, 2018 and June 3, 2018. The Governing Body will open the meeting to the public to speak to this Ordinance only.

Bob Nicholson. 20 Hyde Road, Stockholm – Said he has been hearing a zero tax increase all through the budget hearings, but after reading the budget, he saw 2.5% -3.5% increases. He understands the county and Board of Education tax increases. He said there was nothing from the Council stating that there would be an increase. He would like some input on how this came about and wants to know if it is too late to cut some other costs.

There being no one else wishing to be heard, Councilman McGuinness made a motion, seconded by Councilman Signorino and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2018-005.

Moved: McGuinness Seconded: Pegel
Voted Aye: Hensley, McGuinness, Signorino, Gerst
Voted Nay: Pegel, Wagner
Motion Carried:

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Agenda No. VII 2

~ Resolution 2018 – 132 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ADOPTION OF THE 2018 MUNICIPAL BUDGET AS AMENDED

WHEREAS the Township Council has completed its review of the General Fund Budget , revised the proposal from the Administration where it deemed necessary, and held the required public hearings.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Milford of the County of Passaic that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$22,569,035.00 (Item 2 below) for municipal purposes, and
 - (b) _____ (Item 3 below) for school purposes in Type 1 School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
 - (c) _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of taxation of
 - (d) \$148,017.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 - (e) \$995,972.00 (Item 5 below) Minimum Library Tax
- the following summary of general revenues and appropriations.

RECORDED VOTE	(PEGEL (HENSLEY (WAGNER Ayes (MCGUINNESS (SIGNORINO (GERST	(Abstained (NONE (NONE Nays (NONE (Absent (NONE
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SUMMARY OF REVENUES

1 General Revenues			
Surplus Anticipated		08-100	3,297,994.34
Miscellaneous Revenues Anticipated		40004-10	5,749,354.22.00
Receipts from Delinquent Taxes		15-499	1,100,000.00
2 AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	22,569,035.00
3 AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:	07-195		
Item 7, Sheet 42			
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191		
4 To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		07-191	
Item 6(b), Sheet 11 (N.J.S.A. 40a:4-14)			
5 AMOUNT TO BE RAISED BY TAXATION FOR MINIMUM LIBRARY LEVY		07-192	995,972.00
Total Revenues		40000-00	33,712,355.56

SUMMARY OF APPROPRIATIONS

6 GENERAL APPROPRIATIONS:		xxxxxx	xxxxxxxxxxxxxx
Within "CAPS"		xxxxxx	xxxxxxxxxxxxxx
(a&b) Operations including Contingent		30001-00	22,313,235.34
(e) Deferred Charges and Statutory Expenditures – Municipal		30004-00	3,019,100.00
(g)Cash Deficit		46-885	
Excluded from "CAPS"		xxxxxx	xxxxxxxxxxxxxx
(a) Operations – Total Operations Excluded from "CAPS"		60023-00	1,544,238.22
(c)Capital Improvements		60002-00	315,000.00
(d) Municipal Debt Service		60003-00	4,238,081.00
(e)Deferred Charges – Municipal		60024-00	57,701.00
(f)Judgements		37-480	
(n)Transferred to Board of Education for Use of Local Schools (NJSA 40A:48-17.1 & 17.3)		29-405	
(g)Cash Deficit		46-885	
(k)For Local District School Purposes		60008-00	
(m)Reserve for Uncollected taxes (include Other Reserves if any)		50-899	2,225,000.00
7 SCHOOL APPROPRIATIONS – TYPE I SCHOOL DISTRICTS ONLY (NJSA 40A:4-13)		60010-00	
Total Appropriations		30000-00	33,712,355.56

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 13th day of June, 2018. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2018 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Adopted: June 13, 2018

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Agenda No. VII 3

~ Resolution 2018 – 133 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ADOPTION OF THE 2018 SOLID WASTE BUDGET

WHEREAS, the Township Council has completed its review of the Solid Waste Budget ,revised the proposal from the Administration where it deemed necessary, and held the required public hearings.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Milford of the County of Passaic that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$1,791,290.00 (Item 2 below) for amount to be raised by taxation for Solid Waste Collection District.

RECORDED VOTE	(PEGEL	(Abstained	(NONE
	(HENSLEY	((
	(WAGNER	(NONE	
Ayes	(MCGUINNESS	Nays	(
	(SIGNORINO	((NONE
	(GERST	(Absent	(

SUMMARY OF REVENUES AND APPROPRIATIONS

1 General Revenues		
Surplus Anticipated		33,628.00
Miscellaneous Revenues Anticipated		72,346.00
2 AMOUNT TO BE RAISED BY TAXATION FOR SOLID WASTE COLLECTION DISTRICT		1,791,290.00
TOTAL REVENUES		1,897,264.00
3 General Appropriations		
Operations		1,897,264.00
Deferred Charges		
Statutory Expenditures		
Judgement		
Deficit in Operations in Prior Years		
Surplus (General Budget)		
TOTAL APPROPRIATIONS		1,897,264.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 13th day of June, 2018. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2018 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Adopted: June 13, 2018

Notice of this public hearing for the 2018 Amendments to the Municipal Budget was published in the Herald News on May 27, 2018. The Amendments were adopted by virtue of Resolution 2018-158. The Mayor will open the meeting to the public to speak to the amendments only.

There being no one wishing to be heard, Councilman McGuinness made a motion, seconded by Councilwoman Gerst and carried by unanimous voice vote to close the public comment period.

Motion to adopt resolutions 2018-132 and 2018-133.

Moved: McGuinness Seconded: Signorino
 Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
 Voted Nay: None
 Motion Carried:

Mrs. Mageean asked the Governing Body to review the list of the capital items that they discussed in the past. She said she is going to draft a bond ordinance for the Governing Body to review and consider adopting at the July 11th meeting. Administrator Battaglia said if the Governing Body has any questions to please reach out to administration so they can get the bond counsel working on the ordinance for introduction. Councilman Signorino said he would like to see the latest capital list on the budget discussion, and Mrs. Mageean said that information was on the dais for the Governing Body. She will work to get the bond ordinance for introduction at the July 11th meeting, and the Governing Body gave consensus.

Mayor Bieri asked to move resolutions 2018-159 through 2018-176 and 2018-180.

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Agenda No. VII 4

~ Resolution 2018 - 159 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN LANDS AND PROPERTIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE BY THE TOWNSHIP – SECOND SALE OF 2018

WHEREAS, the Township of West Milford is the owner of certain lands and premises within the Township of West Milford; and

WHEREAS, the Mayor and Township Council of the Township of West Milford does hereby determine that the lands and properties set forth in Schedule A are no longer needed for public use; and

WHEREAS, the Township of West Milford desires to make available for public sale said lands, with the right of prior refusal to be afforded to adjacent property owners pursuant to N.J.S.A. 40A:12-13.2.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford as follows:

1. The Township of West Milford hereby declares that the lands and premises set forth in Schedule A are no longer needed for public use and should be sold in accordance with appropriate statutes of the State of New Jersey.
2. The Township Council of the Township of West Milford hereby authorizes the Township Clerk to offer for sale to the highest bidder by open public sale at auction the property set forth in Schedule A attached hereto and made a part hereof.
3. The public sale shall take place at the West Milford Township Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on **July 11, 2018 at 5:00 pm** or as soon thereafter as the matter can be heard and publicly announced, provided the sale is not cancelled.
4. The public sale, if not cancelled, shall take place by open public sale at auction to the highest bidder.
5. The successful bidder at the time of the sale must present cash or a check or money order, payable to the Township of West Milford, in an amount that equals 10% of the assessor's suggested minimum. This deposit shall be non-refundable. The balance of the purchase price shall be paid to the Township no later than sixty (60) days following the acceptance by the Township and the tender of marketable title to the purchaser and submitted to the Township. The purchaser shall be entitled to possession immediately following closing of title.
6. The Township makes no representation as to the title or any other aspects of the land to be sold.
7. At closing of title, purchaser shall also pay to the Township a buyer's premium in the amount of ten (10%) percent of the bid amount.
8. The Township reserves the right to accept or reject any and all bids at the public sale and not to award to the highest bidder. Such decision will be made by the Township Council at a Public Meeting within 30 days from the date of such sale.
9. In the event the Township of West Milford is unable to convey clear and marketable title, insurable at regular rates by a title insurance company authorized to do business in the State of New Jersey, the Township shall forthwith return to the purchaser the deposit and neither party shall have any further rights against the other. The acceptance of a deed by the purchaser from the Township shall extinguish any claims the said purchaser may have against the Township of West Milford in connection with the quality of title conveyed.
10. All conveyances by the Township shall be made by way of a Quit Claim Deed, unless an adequate title binder prepared at the expense of the purchaser is forwarded to the Township prior to the conveyance and discloses that the Township holds marketable title in which case a Bargain and Sale Deed with Covenants Against Grantor's Acts will be the form of conveyance. The Township will include within its deed a metes and bounds description based upon a survey if a survey and metes and bounds description is obtained by the purchaser.

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11. The Township Council of the Township of West Milford reserves the right to waive any and all defects and informalities in any proposal and to accept or reject the highest responsible and responsive bidder deemed to be in the best interests of the Township.
12. In those cases where the property being offered is an under-sized lot, adjoining property owners shall be given the first right to bid. If purchased by an adjoining property owner, the under-sized property shall merge into the purchaser's current lot. Furthermore, the property shall not be further subdivided as the conveyance is being made to accommodate the adjoining property owner as to his/her current residence, not for subdivision purposes.
13. If no adjoining property owners bid, the bidding will be opened to the public. The deed of conveyance for all under-sized lots that are sold to any party other than an adjoining property owner shall contain a restriction that the lot cannot be built upon. If it is a conforming lot, then no such deed restrictions shall be placed on the transfer of title. The Township will not represent, warrant, or guarantee the right to build on or improve any of the properties listed for sale. All properties will be subject to all Federal, State, Local Laws and Ordinances.
14. A public notice of sale shall be published in the Township's official newspaper at least once a week for two consecutive weeks, the last publication being no earlier than seven (7) days prior to the date set forth for the public sale, which notice shall contain the conditions of this sale in accordance with N.J.S.A. 40A:12-13(a).
15. In the event the successful bidder fails to close on the property, he shall forfeit ten percent (10%) of the purchase price.
16. The resolution shall take effect immediately.

Adopted: June 13, 2018

Schedule A						
#	Block	Lot	Approximate Acreage	Zone	Location	Assessor's Suggested Minimum Bid
1	2311	25	.172	LR	Hampton Road	\$750
2	2405	15	.165	LR	Upper Greenwood Road	\$700
3	2406	7	.079	LR	Upper Greenwood Road	\$900
4	2410	10	.084	LR	Chatham Road	\$400
5	2705	10	.227	LR	Flanders Road	\$1,100
6	3012	4	.08	LR	Lakeside Road	\$400
7	3203	1	.04	LR	Lakeside Road	\$1,000
8	3503	31	.320	R1	Cooley Lane	\$1,400
9	3503	36	.057	R1	Cooley Lane	\$10,000
10	3503	51	.281	R1	Elm Street	\$4,900
11	3605	9	.277	R1	Eve Place	\$1,200
12	3605	10	.793	R1	Eve Place	\$3,500
13	3605	11.02	.635	R1	Belcher Avenue	\$1,400
14	3605	12	.689	R1	Belcher Avenue	\$1,500
15	3610	18	.774	R1	Ringwood Lane	\$13,500
16	3610	19	.621	R1	Ringwood Lane	\$10,800
17	13805	2	.136	LR	Leonard Avenue	\$2,400
18	13812	3	.091	LR	Walker Avenue	\$1,000
19	13812	6	.091	LR	Walker Avenue	\$1,000
20	14901	34	8.7	R4	Oxbow Lane	\$6,500

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Agenda No. VII 5

~ Resolution 2018 – 160 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A SUB GRANT AWARD FOR FISCAL YEAR 2018 HOMELAND SECURITY GRANT PROGRAM EMERGENCY MANAGEMENT AGENCY ASSISTANCE FUNDING

WHEREAS, The Township of West Milford, Office of Emergency Management is applying for the Homeland Security Grant Program Emergency Management Agency Assistance Sub Grant CFDA 97.042 # FY18-EMPG-EMAA-1615 period 7/1/2017 – 6/30/2018 from the New Jersey State Police Office of Emergency Management. The sub grant, consisting of a total amount of \$20,105.96, including \$10,000.00 Federal Award and \$10,105.96 Local Matching Funds, is for the purpose of enhancing the Township of West Milford's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the application for the Sub grant Award calls for a match in the amount of \$10,105.96 which the West Milford Office of Emergency Management adequately satisfies through the 2018 Township of West Milford's approved budget for division salaries, wages, and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does authorize the Office of Emergency Management to apply and accept the award of the FY18 Homeland Security Grant Program Emergency Management Agency Assistance Sub grant in the amount of \$10,000.00 Federal Funds from the New Jersey State Police Office of Emergency Management; and

BE IT FURTHER RESOLVED that the West Milford Township Administrator, the Township Chief Fiscal Officer, the Township Emergency Management Coordinator, and the Township Deputy Emergency Management Coordinator are authorized to sign the appropriate sub grant award documents; and

BE IT FURTHER RESOLVED that copies of this resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the West Milford Township Administrator; the West Milford Chief Financial Officer; the West Milford Office of Emergency Management; and the West Milford Finance Office.

Adopted: June 13, 2018

Agenda No. VII 6

~ Resolution 2018 – 161 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING RESOLUTION 2018-078 TO INCREASE THE CONTRACT VALUE WITH ASSOCIATED APPRAISAL GROUP TO PROVIDE APPRAISAL SERVICES TO THE TOWNSHIP OF WEST MILFORD FOR BRAEMAR AT WEST MILFORD LLC, BLOCK 10001 LOTS 14, 19, 20 & 23 PROPERTIES

WHEREAS, by virtue of Resolution 2018-078 adopted February 21, 2018 the Township Council did authorize Associated Appraisal Group to prepare a trail-ready appraisal report in connection with Braemar at West Milford LLC, Block 10001 Lots 14, 19, 20 & 23 properties; and

WHEREAS, Resolution 2018-078 and the related Professional Services Contract did authorize services in an amount not to exceed \$3,500.00; and

WHEREAS, the Township Administrator has been advised that the Township's needs, related to the matter known as Braemar at West Milford LLC Block 10001 Lots 14, 19, 20 & 23 properties, necessitates appraisal preparation services and an amendment in an additional amount not to exceed \$4,625.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and said funds to be encumbered from account 01-201-20-150-450; and

WHEREAS, that a notice of this action shall be published in accordance with law, and said notice to provide that the originally awarded Professional Services Contract, and this resolution serving as the Addendum to the Contract are available for public inspection in the office of the Township Clerk and that the professional services offered by Associated Appraisal Group are extended by an additional twelve months or until the conclusion of the legal matter, whichever comes first.

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey that they do hereby authorize the Township Administrator to approve an amendment of \$4,625.00 to Associated Appraisal Group which amount is in excess of the approved contract amount of \$3,500.00 bringing the contract total to an amount not to exceed \$8,125.00 and re-engaging the services of Associated Appraisal Group or an additional twelve months or until the conclusion of this legal matter, whichever comes first.

Adopted: June 13, 2018

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~ Resolution 2018 – 162 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING RESOLUTIONS 2013-354, 2014-337, 2015-228, 2015-360, 2016-227 AND 2018-368 TO INCREASE THE CONTRACT VALUE WITH ERIC L. HARRISON, ESQ. OF METHFESSEL & WERBEL IN THE MATTER KNOWN AS TRIPLE T CONSTRUCTION V. THE TOWNSHIP OF WEST MILFORD, ITS OFFICERS AND ASSIGNS

WHEREAS, by virtue of Resolutions 2013-354 adopted December 4, 2013, 2014-337 adopted October 22, 2014, 2015-228 adopted July 15, 2015, 2015-360 adopted November 11, 2015, 2016-227 adopted on June 22, 2016 and 2017-368 adopted on December 6, 2017 the Township Council did authorize the engagement of Special Legal Counsel services to be provided by Eric Harrison, Esq. of Methfessel & Werbel; and

WHEREAS, Resolutions 2013-354, 2014-337, 2015-228, 2015-360, 2016-227, 2017-368 and the related Professional Services Contract did authorize services in an amount not to exceed \$110,000; and

WHEREAS, the Township Administrator has been advised that the Township's needs, related to the matter known as Triple T Construction vs. the Township of West Milford and certain officers and government officials named in the said litigation, necessitates an amendment in an additional amount not to exceed \$10,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and said funds to be encumbered from account 01-201-20-155-502 for \$10,000; and

WHEREAS, that a notice of this action shall be published in accordance with law, and said notice to provide that the originally awarded Professional Services Contract, and this resolution serving as the Addendum to the Contract are available for public inspection in the office of the Township Clerk and that the professional services offered by Eric Harrison, Esq. are extended by an additional twelve months or until the conclusion of the legal matter, whichever comes first.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that they do hereby authorize the Township Administrator to approve an amendment of \$10,000 to Eric Harrison, Esq. for Special Legal Services which amount is in excess of the approved contract amount of \$110,000 bringing the contract total to an amount not to exceed \$145,000 and re-engaging the services of Eric Harrison for an additional twelve months or until the conclusion of this legal matter, whichever comes first.

Adopted: June 13, 2018

Agenda No. VII 8

~ Resolution 2018 – 163 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING THE CERTIFICATION LIST OF VOLUNTEER MEMBERS OF THE TOWNSHIP OF WEST MILFORD FIRE DEPARTMENTS AND FIRST AID SQUADS

WHEREAS, the Township adopted Ordinance No. 1999-26 which created the Length of Service Awards Program (LOSAP); and

WHEREAS, N.J.S.A. 40A: 14-191 requires that the Emergency Service Organizations furnish the Township Council with an annual certification list of all volunteer members who have qualified for credit under the award program for the previous year;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the list of the volunteer members of the Township of West Milford fire departments and first aid squads submitted by each fire department and first aid squad for the year 2017, a copy of which list is attached here as an addendum; and

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BE IT FURTHER RESOLVED that a copy of this list will be posted for at least thirty (30) days in the respective fire houses, first aid squads and municipal clerk's office.

Approved: June 13, 2018

Township of West Milford			
LOSAP Payment Roster			
Last Name	First Name	Fire Co. or Squad	Amount
BARRETT	WAYNE	FIRE CO #1	\$700.00
BARTHOLOMEW	PAUL	FIRE CO #1	\$700.00
BLOCK	ROBERT	FIRE CO #1	\$700.00
CRATER	DAVID	FIRE CO #1	\$700.00
CROUTHAMEL	DAVID	FIRE CO #1	\$700.00
WARREN	SARAH J.	FIRE CO #1	\$700.00
GILLEN	MICHAEL P.	FIRE CO #1	\$700.00
HEMPEL	ROBIN	FIRE CO #1	\$700.00
KIRK	ROBERT C	FIRE CO #1	\$700.00
KIRK	ROBERT W.	FIRE CO #1	\$700.00
KIRK	SAMANTHA	FIRE CO #1	\$700.00
LONGAKER	JOHN	FIRE CO #1	\$700.00
MILLER	RICHARD	FIRE CO #1	\$700.00
MORALES	NICHOLAS	FIRE CO #1	\$700.00
POPLASKI	RICHARD, JR.	FIRE CO #1	\$700.00
POPLASKI	RICHARD SR.	FIRE CO #1	\$700.00
POSTLEWAITE	GARY	FIRE CO #1	\$700.00
RAGO	ANTHONY	FIRE CO #1	\$700.00
ROSE	LEWIS J. SR.	FIRE CO #1	\$700.00
ROSE	LEWIS J. JR.	FIRE CO #1	\$700.00
STRUBLE	DAVID E.	FIRE CO #1	\$700.00
STRUBLE	DIANE A.	FIRE CO #1	\$700.00
STRUBLE SR	TIMOTHY T.	FIRE CO #1	\$700.00
CASTRO	ROBERT J.	FIRE CO #2	\$700.00
LOPORTO	FRANK	FIRE CO #2	\$700.00
MC CORT	CHRISTOPHER	FIRE CO #2	\$700.00
WINFIELD	MATTHEW	FIRE CO #2	\$700.00
BISHOP	PHIL	FIRE CO #3	\$700.00
BLONDIN	MICHAEL	FIRE CO #3	\$700.00
COSTA	SAMUEL J.	FIRE CO #3	\$700.00
DOWSON	GLENN	FIRE CO #3	\$700.00
FATTORUSSO	RALPH	FIRE CO #3	\$700.00
GRAF	JOHN	FIRE CO #3	\$700.00
GRAF	LUCAS	FIRE CO #3	\$700.00
HETTEMA	STEPHEN J.	FIRE CO #3	\$700.00
MAZZEO	TIFFANI	FIRE CO #3	\$700.00
SCHEIL	GERARD	FIRE CO #3	\$700.00
SCHEIL	JANET	FIRE CO #3	\$700.00
SCHEIL	KATHRYN	FIRE CO #3	\$700.00
SPOLESTRA	MICHAEL	FIRE CO #3	\$700.00
TOWNSEND	KEVIN	FIRE CO #3	\$700.00
WEBER	KEITH	FIRE CO #3	\$700.00
BARKER	PAUL	FIRE CO #4	\$700.00
BOLTZER	JEFFREY M.	FIRE CO #4	\$700.00
DRAKE	KEVIN	FIRE CO #4	\$700.00
DRAKE	MATTHEW	FIRE CO #4	\$700.00
GLINANE	LIAM G.	FIRE CO #4	\$700.00
KHALIL	LOUIA	FIRE CO #4	\$700.00
KLOSZ	KENNETH	FIRE CO #4	\$700.00

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Last Name	First Name	Fire Co. or Squad	Amount
LEMAY	DAVID	FIRE CO #4	\$700.00
MILLER	JEFF G	FIRE CO #4	\$700.00
MILLER	MICHAEL	FIRE CO #4	\$700.00
MOLNAR	ANTHONY	FIRE CO #4	\$700.00
PAGE	CHRISTOPHER	FIRE CO #4	\$700.00
PELLINGTON	STEPHEN	FIRE CO #4	\$700.00
ROSONE	NICHOLAS V.	FIRE CO #4	\$700.00
WILLIAMS	DARREN	FIRE CO #4	\$700.00
BARTILUCCI	ROBERT	FIRE CO #5	\$700.00
BARTILUCCI	MICHAEL	FIRE CO #5	\$700.00
BINKO	JOHN W.	FIRE CO #5	\$700.00
BUONANNO	JOHN	FIRE CO #5	\$700.00
CALABRO	FRANK	FIRE CO #5	\$700.00
CHAPMAN	DOUGLAS K.	FIRE CO #5	\$700.00
COYTE	DONALD C.	FIRE CO #5	\$700.00
FERREIRA	MICHAEL	FIRE CO #5	\$700.00
FIRENZE	DOMNIC	FIRE CO #5	\$700.00
FREY JR	STANLEY	FIRE CO #5	\$700.00
GAGE	JAMES	FIRE CO #5	\$700.00
GIARDIELLO	MATTHEW	FIRE CO #5	\$700.00
HARRINGTON	LIAM T.	FIRE CO #5	\$700.00
HEUER	JOHN L.	FIRE CO #5	\$700.00
KIEL	KEVIN	FIRE CO #5	\$700.00
KUCERA	JOSEPH	FIRE CO #5	\$700.00
LAMANNA	ANTHONY	FIRE CO #5	\$700.00
MONTELEONE	JOHN	FIRE CO #5	\$700.00
OLLEARO JR	EDWARD	FIRE CO #5	\$700.00
OLLEARO SR	EDWARD	FIRE CO #5	\$700.00
OLSEN	MARTIN C.	FIRE CO #5	\$700.00
PONZO	JOSEPH C. JR	FIRE CO #5	\$700.00
PONZO	JOSEPH C. SR	FIRE CO #5	\$700.00
RYAN	KEVIN	FIRE CO #5	\$700.00
SEBASTIAN-QUAGLIEN	CANDICE D.	FIRE CO #5	\$700.00
SILVERIA	ROBERTO	FIRE CO #5	\$700.00
STILLMAN	ROBERT H.	FIRE CO #5	\$700.00
STINZIANO	MARK S.	FIRE CO #5	\$700.00
VRESECKY	JOHN	FIRE CO #5	\$700.00
WIELHOUWER	PAUL M.	FIRE CO #5	\$700.00
ALDRICH JR	EDWIN C.	FIRE CO #6	\$700.00
ARVIN	MARTIN	FIRE CO #6	\$700.00
BREMY	ADAM	FIRE CO #6	\$700.00
BREMY	MATTHEW	FIRE CO #6	\$700.00
CORCORAN	JOSEPH	FIRE CO #6	\$700.00
CZUJ	KRZYSZTOF	FIRE CO #6	\$700.00
DEWILDE	CHRISTOPHER J.	FIRE CO #6	\$700.00
DYGOS	RONALD	FIRE CO #6	\$700.00
DYGOS	MICHAEL	FIRE CO #6	\$700.00
JOHNSON	QUINTON	FIRE CO #6	\$700.00
MCCORT	CHRISTOPHER	FIRE CO #6	\$700.00
MORRISSEY	WAYNE	FIRE CO #6	\$700.00
MURRAY	CHRISTOPHER	FIRE CO #6	\$700.00
NICHOLAS	MICHAEL	FIRE CO #6	\$700.00
SCONFIENZA	ROY	FIRE CO #6	\$700.00

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LOSAP Payment Roster			
Last Name	First Name	Fire Co. or Squad	Amount
SIRNIK	ROBERT	FIRE CO #6	\$700.00
STEINES	EDWARD	FIRE CO #6	\$700.00
WEAVER	MATTHEW	FIRE CO #6	\$700.00
WEAVER	WILLIAM J.	FIRE CO #6	\$700.00
WEAVER	WILLIAM R.	FIRE CO #6	\$700.00
ARVIDSON	JOANNA	UGLFAS	\$700.00
ATOCHA	FABIAN	UGLFAS	\$700.00
COYNE	ELLEN	UGLFAS	\$700.00
FEDYSHYN	TIMOTHY	UGLFAS	\$700.00
HAJEK	THEODORE	UGLFAS	\$700.00
HARRISON	MEAGHAN	UGLFAS	\$700.00
HEDBECK	MARIA	UGLFAS	\$700.00
KELLY	JEAN C	UGLFAS	\$700.00
REICH	KAITLIN	UGLFAS	\$700.00
WALSH	GILLIAN	UGLFAS	\$700.00
WEST	CLIFF	UGLFAS	\$700.00
ALDRICH	STACIA	WMFAS	\$700.00
BECK	CAROLE	WMFAS	\$700.00
BURNS	PATRICIA	WMFAS	\$700.00
COYNE	ELLEN	WMFAS	\$700.00
COX	JUSTIN	WMFAS	\$700.00
CUNEO	KENNETH	WMFAS	\$700.00
DYGOS	CHRISTEL	WMFAS	\$700.00
GONZALEZ	SARA	WMFAS	\$700.00
HANKINSON	STANLEY	WMFAS	\$700.00
LEWIS	ROSEMARY	WMFAS	\$700.00
LIGUS	TIMOTHY	WMFAS	\$700.00
LUJBLI	BEVERLY	WMFAS	\$700.00
MATTERA	ANDREW	WMFAS	\$700.00
MC GRATH	JOHN	WMFAS	\$700.00
MILLER	GEORGE	WMFAS	\$700.00
O'BRIEN	LISA	WMFAS	\$700.00
PAPPAS	SUE	WMFAS	\$700.00
REYES	ELAINE	WMFAS	\$700.00
RYANS	KIMBERLY	WMFAS	\$700.00
SERPE	DOLORES	WMFAS	\$700.00
SEWARD	JAMES	WMFAS	\$700.00
STALBAUM	RALPH	WMFAS	\$700.00
VASPORRY	DENNIS	WMFAS	\$700.00
WOOD	ANDREW	WMFAS	\$700.00
Total			\$98,900.00

Agenda No. VII 9

~ Resolution 2018 – 164 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES (ACTIVE) FOR THE 2018- 2019 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2018-2019 License year have been processed on the ABC POSSE website and reviewed; and

WHEREAS, the Township Council has conducted a public review of the applications as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year.

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and deliver the license certificate for the Mayor and Township Council of the Township of West Milford.

2018-2019 ACTIVE LICENSES	
<p>FRANK M. SELL MEMORIAL POST NO. 289 t/a American Legion Post 289 177 Lincoln Avenue, West Milford, NJ 07480 1615-31-037-001</p>	<p>NEW VINELAND CORPORATION t/a Uncorked Wines & Spirits 9 Marshall Hill Road, West Milford, NJ 07480 1615-33-003-007</p>
<p>M&M DISCOUNT LIQUORS LLC t/a M&M Discount Liquors 574A Macopin Road, West Milford, NJ 07480 1615-33-009-007</p>	<p>PLAZA BAR & LIQUORS INC. t/a Plaza Bar & Liquors 1930 Union Valley Road, Hewitt, NJ 07421 1651-33-010-003</p>
<p>2 MOMENTO 2, INC. t/a Momento Restaurant 374 Morsetown Road, West Milford, NJ 07480 1615-33-012-005</p>	<p>STAMMY LLP t/a Country Cottage Restaurant & Bar 1745 Macopin Road, West Milford, NJ 07480 1615-33-015-010</p>
<p>JAMES ANTHONY DELI RESTAURANT, INC. t/a Greenwood Lake Discount Liquors 2019 A Greenwood Lake Turnpike, Hewitt, NJ 07421 1615-33-021-005</p>	<p>BLINI LLC t/a Blini Restaurant & Pizzeria 216 Cahill Cross Road, West Milford NJ 07480 1615-33-023-005</p>
<p>NTI LLC t/a The New Jessie's Kettle 1555 Greenwood Lake Tpk, Hewitt, NJ 07421 1615-33-024-013</p>	<p>THE 2236 CORPORATION t/a Elks Lodge 1860 Union Valley Road, West Milford NJ 07480 1615-33-031-001</p>
<p>FRANK & SATINA LLC t/a Jimmy Geez North Sports Bar & Grill 3219 Route 23 South, Oak Ridge, NJ 07438 1615-33-034-009</p>	<p>JOSEF LANG HOLDINGS LLC t/a The Lake Shore Inn Bar 399 Lake Shore Drive, Hewitt, NJ 07421 1615-33-035-008</p>

Adopted: June 13, 2018

Agenda No. VII 10

~ Resolution 2018 – 165 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES WITH CONDITIONS FOR THE 2018-2019 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2018-2019 License year have been processed on the ABC POSSE website and reviewed; and

WHEREAS, the Township Council has conducted a public review of the applications as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year.

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners as active licenses with conditions.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue the license certificates for the Mayor and Township Council of the Township of West Milford.

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LICENSEE	CONDITIONS
<p align="center">OLD SCHOOL PUB LLC t/a Old School Pub 551 Warwick Turnpike, Hewitt, NJ 07421 1615-33-004-007</p>	<p>Premises outlined on the drawings submitted at transfer of license, which excludes the use of the basement as a storage area for alcoholic beverages to be continued. Occupancy loads must be adhered to. Exits are not to be blocked</p>
<p align="center">GRASSHOPPER IRISH PUB & RESTAURANT LLC t/a Grasshopper Irish Pub & Restaurant 2891 Route 23, Newfoundland, NJ 07435 1615-33-005-005</p>	<ol style="list-style-type: none"> 1. Persons are not to leave the property of the licensed premise or the extended premise with alcoholic beverages. 2. A written notice to advise patrons not to leave the extended premise with alcoholic beverages must be posted and the exit gate shall be alarmed. 3. Outdoor deck approved as a smoking area for existing customers not as an additional dining area. 4. A maximum occupancy for the outside deck area with tables and chairs is 42 patrons by NJAC 5:70-3.2(a)5, F-601.6 and the Township Building Construction Officials. 5. If noise becomes an issue additional restriction will be applied.
<p align="center">J&S INVESTMENTS LLC t/a J&S Road House 17 Wooley Road, West Milford, NJ 07480 1615-33-008-005</p>	<ol style="list-style-type: none"> 1. "No Alcohol Beyond This Point" signs at ALL gates. 2. Gates to remain CLOSED with no entry from outside the venue unless there is an employee at each open gate checking ID's. 3. Persons are not to leave the property of the license premises or the extended premises with alcoholic beverages. 4. The outdoor bar under the pavilion is approved as a service bar with no drink preparation.
<p align="center">SUNWOO TRADE LLC t/a Tuscany Brewhouse 3055 Route 23 N/S, Oak Ridge, NJ 07438 1615-33-016-007</p>	<p>Second floor occupancy load must be strictly adhered to.</p>
<p align="center">HPLAY WEST MILFORD LIQUORS LLC t/a Island of Spirits 3025 Route 23 Oak Ridge, NJ 07438 1615-33-019-002</p>	<ol style="list-style-type: none"> 1. The owner is to consider parking limitations when scheduling advertised special events. 2. Occupant loads must be adhered to.
<p align="center">SPIRITS OF VREELAND LLC t/a The Vreeland Store 1383 Macopin Road, West Milford, NJ 07480 1615-33-022-003</p>	<ol style="list-style-type: none"> 1. The front porch area is not licensed.
<p align="center">PIONEER BAR & GRILL, INC. t/a Pioneer Bar & Grill 350 Warwick Turnpike, Hewitt, NJ 07421 1615-33-028-007</p>	<ol style="list-style-type: none"> 1. Occupancy loads must be adhered to. 2. Exits are not to be blocked.
<p align="center">WEST MILFORD BAR & LIQUORS INC. t/a Westbrook Hootch Hut 717 Otterhole Road, West Milford, NJ 07480 1615-33-033-002</p>	<ol style="list-style-type: none"> 1. License Certificate must be properly displayed. 2. Copy of most recent long form license application must be kept on licensed premises.

Adopted: June 13, 2018

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~ Resolution 2018 – 166 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF POCKET (INACTIVE) PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2018- 2019 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption License for the 2018- 2019 License year have been processed on the ABC POSSE website and reviewed; and

WHEREAS, these licenses have received a Tax Clearance Certificate and Special Ruling for the 2018-2019 year; and

WHEREAS, the Township Council has conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

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WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

WHEREAS, the Police Department has recommended that the license be renewed to the current owners as a pocket (inactive) license with conditions.

1. Inactive/Pocket Licenses must submit a 12-page Place-to-Place Transfer application with detailed sketch of proposed site and a Police Investigation Request to the Township Clerk’s Office and receive satisfactory recommendations from the Health, Fire, Building, Zoning and Police Departments prior to siting this license.
2. Prior to activating the license, inspections of premises must be made and satisfactory recommendations must be received by the Fire, Health, Building, Zoning and Police Departments.
3. Licensee must submit applicable pages 1, 2, and 11 of the 12-page application to the Township Clerk’s Office with date of activation prior to activation or opening this license.
4. A Health Department Retail Food Establishment license must be acquired with detailed floor plans and satisfactory recommendation received in the Clerk’s Office prior to opening.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and hold the license certificates for the Mayor and Township Council of the Township of West Milford.

LICENSE/LICENSEE/T/A	CONDITIONS
FAMILY ASSETS LLC t/a Town Tavern 673 Macopin Road, West Milford, NJ 07480 1615-33-002-003	Conditions stated above in resolution.
THREE SHEETS LLC 322 Lakeside Road, Hewitt, NJ 07421 1615-33-011-005	1. Second floor licensed only for storage, use of the roof area is prohibited. 2. Conditions stated above in resolution.
NONNA NINA, LLC t/a Silvio’s 9 Lakeside Road, Hewitt, NJ 07421 1615-33-017-009	Conditions stated above in resolution.
SAGAR BEVERAGE LLC 28 Philip Drive, Parsippany, NJ 07054 1615-33-020-008	Conditions stated above in resolution.
MICHAEL A. YAZGI 95 Lopez Road, Cedar Grove, NJ 07009 1615-33-030-008	Conditions stated above in resolution.

Adopted: June 13, 2018

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~ Resolution 2018 – 167 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RELEASE OF UNCLAIMED MUNICIPAL COURT BAIL AND REFUNDS

WHEREAS, the Municipal Court of the Township of West Milford County of Passaic, State of New Jersey has made numerous unsuccessful attempts to refund bail posted and un-cashed refunds issued; and

WHEREAS, the Court Administrator does recommend the release of unclaimed Municipal court bail amounts and un-cashed refunds.

NOW, THEREFORE, BE IT RESOLVED that the following bail amounts from the general account are hereby turned over to the Township of West Milford as miscellaneous revenue not anticipated:

Bail Posted			
Check #	Amount	Name	Check Date
7282	\$1.00	Dale Sansone	8/7/2012
7376	\$108.00	Geraldine Meade	11/8/2012
7861	\$1.00	Suzanne O’Conner	6/12/2014
7865	\$132.00	Nicola DePalma	6/13/2014
7870	\$1.00	Amanda Conklin	6/17/2014

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8033	\$1.00	Michael Korba	12/4/2014
8047	\$1.00	Catherine Mireielle	12/16/2014
8168	\$276.00	Michael Heller	6/10/2015
8169	\$50.00	St of NJ Judiciary	6/10/2015
8232	\$1.00	Sowaran Singh	8/4/2015
8246	\$353.00	Bernard Ingram	8/18/2015
8298	\$242.00	Richard Alverzo	10/1/2015
8370	\$151.00	Tyler Schloter	12/17/2015
8496	\$1.00	Maria Alcantara	5/19/2016
8516	\$1.00	Jayme Antonoplos	6/9/2016
8564	\$1.00	Richard Scala	9/1/2016
8569	\$6.00	Sara Kearny	4/7/2016
8581	\$1.00	Hussan Abdalla	10/6/2016
8709	\$7.00	Timothy Jacobson	4/6/2017
8834	\$2.00	Sara Weber	9/7/2017
8856	\$1.00	Harry Schlereth	10/10/2017
8876	\$1.00	Jamie Dercole	11/2/2017
8890	\$201.00	Patrick McGinty	11/16/2017
8891	\$52.00	Kimberly Minkus	11/30/2017
TOTAL	\$1,592.00		

NOW, THEREFORE, BE IT RESOLVED that the following un-cashed refunds from the general account are hereby turned over to the Township of West Milford as miscellaneous revenue not anticipated:

Uncashed Refund			
Check #	Amount	Name	Check Date
3820	\$0.02	Robert Zalewski	7/24/2012
3830	\$1.00	Sean McMahon	8/10/2012
3840	\$1.00	Carol Whalen	9/13/2012
3851	\$1.00	Dylan Laloo	10/11/2012
3894	\$5.00	Lori Gully	3/13/2013
3904	\$75.00	Stewart Sheridan	4/15/2013
3905	\$3.00	Andrew Tarnovsky	4/15/2013
3924	\$1.00	Kyle Plokhoy	7/5/2013
4041	\$1.00	Joseph Sicoli	9/1/2014
4050	\$1.00	Al Greaves	11/10/2014
4051	\$1.00	Emanuel Simpson	11/10/2014
4059	\$1.00	Corey Burden	12/10/2014
4121	\$975.00	Forest & Park	8/7/2015
4133	\$1.00	Dylan Megill	9/14/2015
4140	\$1.00	Oscar Polanco	10/7/2015
4168	\$2.00	Lindsay Debow	1/11/2016
4200	\$6.00	Randy Hutchinson	5/10/2016
4237	\$1.00	Edgar Quiononez	9/13/2016
4270	\$1.00	Renee Decesare	1/10/2017
4271	\$50.00	Amber Delloso	1/10/2017
4303	\$2.00	Anthony Golembreski	8/18/2017
4304	\$11.00	Alan Lopez	5/15/2017
TOTAL	\$1,141.02		

Adopted: June 13, 2018

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VII 13

~ Resolution 2018 – 168 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING CANCELLATION OF TAXES – DISABLED VETERAN

WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to cancel as hereafter listed below:

REASON: 1. 100% DISABLED VETERAN

Block & Lot	Name	Amount	Year	Reason
16102-4	Ryan & Renee Masterson	\$77.16	2017 1st partial	1
		\$2,315.00	2017 2nd qtr.	
		\$4,616.39	2017 2nd half	
TOTAL		\$7,008.55		

Adopted: June 13, 2018

Agenda No. VII 14

~ Resolution 2018 – 169 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF RECREATION FEES

BE IT RESOLVED that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

Line Dance		
Kit	\$5.00	Kit Laaninen 39 Post Brook Road North West Milford, NJ 07480
Girls Lacrosse		
Chloe	\$130.00	Lisa Adler 822 Westbrook Road West Milford, NJ 07480
Swim Lessons		
Emma & Nicholas	\$120.00	Daniela Blakesley 140 Vreeland Road West Milford, NJ 07480
Day Camp		
Ryan & Tyler	\$1,211.00	Karrie Buck 1 Peach Lane West Milford, NJ 07480

Adopted: June 13, 2018

Agenda No. VII 15

~ Resolution 2018 – 170 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective lien.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
14-0016	10/14/2014	01803-006	\$25,489.06	JOEL SOLOFF & BAILA RUBIN 115 WALLABOUT ST 4-R BROOKLYN, NY 11206
16-0049	10/11/2016	05504-002.09	\$8,533.95	US BK CUST/PC6 LLC STERLING NATL 50 SOUTH 16TH. SUITE 2050 PHILADELPHIA, PA 19102
17-0045	10/10/2017	09501-033	\$83,827.70	TOWER DB VII TRUSTE 2017-1 50 SOUTH 16TH STREET SUITE 2050 PHILADELPHIA, PA 19102
17-0059	10/10/2017	12307-022	\$37,586.72	FIG CAPITAL INVESTMENTS NJ13; LLC MTAG CST FIG CAP INV NJ13 1000 RIVERSIDE AVE SUITE 400 JACKSONVILLE, FL 32204
17-0067	10/10/2017	16901-002	\$35,647.27	US BANK CUST FOR PC7 FIRSTRUST BANK 50 SOUTH 16TH STREET SUITE 2050 PHILADELPHIA, PA 19102
14-0081	10/14/2014	15701-034	\$30,087.10	FWDSL & ASSOCIATES LP 17 WEST CLIFF STREET SOMERVILLE, NJ 08876
Grand Total:			\$221,171.80	

Adopted: June 13, 2018

Agenda No. VII 16

~ Resolution 2018 – 171 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENTS

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- REASON:**
- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | 10. Miss-Directed Check |

Block/Lot	Name	Amount	Year	Reason
4201-15	Lakeland Bank Mortgage Escrow Department 250 Oak Ridge Road Oak Ridge, NJ 07438	\$2,745.00	2018	2
6401-1	Lakeland Bank Mortgage Escrow Department 250 Oak Ridge Road Oak Ridge, NJ 07438	\$9,576.00	2018	1
8704-31	West Milford MUA 179 Cahill Cross Road Ste 221 West Milford, NJ 07480	\$316.15	2018	10
12108-1	Lakeland Bank Mortgage Escrow Department 250 Oak Ridge Road Oak Ridge, NJ 07438	\$3,756.00	2018	2
16102-4	Ryan & Renee Masterson 14 Scenic Drive Oak Ridge, NJ 07438	\$77.16	2017 Partial 1st Qtr.	8
16102-4	Ryan & Renee Masterson 14 Scenic Drive Oak Ridge, NJ 07438	\$2,315.00	2017 2nd Qtr.	8
16102-4	Ryan & Renee Masterson 14 Scenic Drive Oak Ridge, NJ 07438	\$4,616.39	2017 2nd Half	8
TOTAL		\$23,401.70		

Adopted: June 13, 2018

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VII 17

~ Resolution 2018 – 172 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES – INSUFFICIENT FUNDS

WHEREAS, there appears on the tax records receipt of payment of taxes; and

WHEREAS, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to reinstate as listed below:

REASON: 1. INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
7105-8	John & Francine Osborne	\$1,870.16	2018
7105-8		\$1,890.16	2018
02604-007	William B Milnes 178 Point Breeze Drive Hewitt, NJ 07421	\$1,690.00	2018
04008-007	Rickey & Annamaria Bonstein 32 Ramapo Road Hewitt, NJ 07421	\$2,391.00	2018
	TOTAL	\$7,841.32	

Adopted: June 13, 2018

Agenda No. VII 18

~ Resolution 2018 – 173 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A 2018 TAX TITLE LIEN SALE

WHEREAS, the Collector of Taxes has requested that the Township conduct a 2018 Township Tax Title Lien Sale on Tuesday, October 9, 2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to conduct a 2018 Tax Title Lien Sale on-line @ realauction.com on Tuesday, October 9, 2018; site opens on Friday, September 7, 2018.

Adopted: June 13, 2018

Agenda No. VII 19

~ Resolution 2018 – 174 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF A HEALTH DEPARTMENT FEE

BE IT RESOLVED that upon the report of the Health Official, the following pump permit fee be refunded:

Refund To	Refund	Refund Amount
Ms. Amy Tatro 3036 Route 23 Oak Ridge, NJ 07438	Pump Permit	\$55.00

Adopted: June 13, 2018

Agenda No. VII 20

~ Resolution 2018 – 175 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ESCROW MONIES

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VIII

Public Comments

Mayor Bieri opened the meeting to the public after advising that there is a five-minute limit for each speaker.

Melissa Brown Blaeuer, 67 Ramapo Road, Hewitt – Noted that she is the secretary of the EDC (Economic Development Commission) and she was there to speak about the new policy that she received. She asked the rationale and intent behind it, and suggested they further better and articulate the policy because it is confusing and misleading. She said the policy speaks for individual residents and she does not think it is constitutional. She explained the purpose of the EDC is to find ways to enhance and improve the ability of residents and local businesses. They review the Township's ordinances and make recommendations to the Governing Body like the pool tables. She is wondering if the new policy will prevent them from making the town more business friendly. She is concerned that the new policy will confuse people on what they can and can't do. She noted that as the secretary on the EDC, she has been compiling the minutes and there is a section in the minutes regarding ordinances. She said that there are council liaisons on the boards and committees, so the policy, the way it is written, is confusing regarding the avenue to go through to discuss legislative nature with the Governing Body. She is seeking clarification and suggested simple steps that a 12 year old could understand.

Bob Nicholson, 20 Hyde Road, Stockholm – Said he was under the impression that if there are questions regarding the legislative authority memo, the questions should be addressed with Administrator Battaglia. He said the memo is fully self-explanatory to him. He suggested that the boy scouts build a cabinet for the WM77 Television Committee for their equipment. He congratulated everyone on removing the signs; the town looks nice and clean. He said the election signs remain up way too long. He asked if his tax bill will be the same for the Township part on July 1st. Mayor Bieri said it depends on his assessed value. He said the transportation Township bus seems like an excessive amount of money for limited services. He does not see on the schedule that the bus stops on the other side of town. The residents are paying tax dollars for that service, so the service needs to be expanded to accommodate all the residents. He noted that the low income residents do not get any property tax relief from the county, and to him it is a big cost that they should not be absorbing. He asked if the Community Services and Recreation program fees are in line and evaluated. He asked for an update on the cost efficiency audit from Matrix.

Mike Chazukow, Pinecrest Trail – Thanked Melissa for bringing up her concerns on the legislative authority memo, and he read a section of the memo. He said the language is concerning. He appreciates everyone's community service, but they are talking about better processes yielding better results for our local government. He mentioned that every month the EDC has ordinance reviews, and the memo is not a clarification of an existing policy; it is a change of existing policy. He believes the policy came about because the EDC presented the Governing Body with a sample resolution for their consideration regarding the legalization of marijuana. He said the policy is an attempt to silence the marijuana subject and he finds that incredibly unhealthy. He said the policy allows the Governing Body to check their biases, and he is very concerned about the process of the local government. He asked the Governing Body and the Administrator if this is what they really want. He urged the Governing Body to reverse the memo and policy.

Richard Randazzo, Wooley Road, West Milford – Mentioned that he made a comment at the last meeting about the election signs and litter on the roads. He said he found three election signs in the woods from current Councilmembers. He said if there are 100 political signs put up, they should be able to take down and collect 100 signs. He said if they can't control the signs, can they can't control the budget. He read the litter ordinance. He understands it is windy, but he picked up six signs on Beautification Day. He said he saw 20 signs for only one candidate all in a row. He said that can be prevented by ordinance. He said the Governing Body should enforce an ordinance on the political signs for the beautification of West Milford.

Justin Mooney, West Milford resident – Read a statement on cannabinoids found in cannabis dated October 7, 2003 from the Department of Health and Human Services. Mayor Bieri noted that the information was extensive and she suggested that Justin give the information to Administration so it can be distributed to the Governing Body.

Lori Eckhart, 35 Hopley Place, Newfoundland – Expressed that marijuana is still illegal in the state of New Jersey and until the states legalizes it, it is an illegal substance.

Marilyn Lichtenberg, 37 Hudson Drive – Thanked all the residents that exercised their right to vote in the Primary Election. She provided her phone number and encouraged residents to call her if they spot signs that have her name on it that need to be removed. She noted an informative Veteran event to be held at the Chelsea at Bald Eagle with a free buffet for Veterans and surviving spouses.

Andrew Gargano, 45 Apshawa Cross Road – Mentioned that he is presently the Chairman of the Planning Board and has been a member of the Planning Board since 2008 and has served in different capacities.

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He explained that on average, pre the Highlands Act, there were 60-70 new homes a year; after the Highlands Act, there is an average of one new home a year. Mayor Bieri said if they were permitted to develop more, they would have more assessed values and that would decrease the tax bills. The assessed value is based on the laws of the Highlands Act. She said since she became Mayor, the Governing Body asked the Recreation Director to evaluate the program fees and analyze which programs should continue or not. She noted that she wanted to ban political signs, or limit the total throughout the Township, or limit to private property and she was told that was all against the laws and statutes. She said when she first became Mayor, she brought up merging the land boards and that Council chose not to consider it. She did bring it up recently, and at the time, the consensus from the Governing Body was not to merge them together. She stated that from the discussion she heard on the dais, the question arose of who would make the appointments if there is one board, and it was said, that the appointments would be mayoral appointments. She encouraged that the Council consider merging the boards to save money.

Councilman Signorino – Expressed that whatever they could do to expedite the building of the cabinet for the TV Commission would be appreciated. Administrator Battaglia noted that the DPW has the cabinet on their work list. Councilman Signorino said that he supports the bus for the senior citizens. He said the political signs are protecting and helping the people that are not well known in town, and he will always support the political signs. He said that he does not agree how the Zoning Board is handling their expenses, and he would like to see some of those expenses cut. He appreciates the separation of the two boards. He commended the people that speak to the Governing Body.

Councilman Wagner made a motion to add a referendum to the ballot to combine the Planning Board and Zoning Board. There was no second from any Councilmembers.

Mayor Bieri asked the Council if they were agreeable to continue with the rest of the agenda and save executive session for the end so the public does not have to wait. The Council agreed.

Councilwoman Pegel – Said she has been in contact with the Director of Senior Services in Passaic County about the issues and concerns regarding transportation for the seniors. She noted that the Director will visit West Milford to answer questions from the seniors. She said it was nice to have that representation and contact from the County to help with the transportation issues.

Agenda No. X

Consent Agenda

None

Agenda No. XI

Approval of Expenditures

~ Resolution 2018 – 178 ~

RESOLUTION APPROVING THE PAYMENT OF BILLS

WHEREAS, the Township Treasurer has submitted to the members of the Township Council a report listing individual disbursement checks prepared by his office in payment of amounts due by the Township.

NOW, THEREFORE, BE IT RESOLVED that the Township Treasurer's report of checks prepared by him be approved and issued as follows:

Acct #	Account Name	Amount
1	Current Account	\$544,870.27
3	Reserve Account	19,782.36
2	Grants	7,781.22
6	Refunds	249,862.28
1	General Ledger	0.00
26	Refuse	4,310.00
4	Capital	121,787.39
19	Animal Control	8,048.82
19	Heritage Trust	0.00
19	Open Space Trust	67,371.00
19	Trust	19,878.06
19	COAH	0.00
16	Development Escrow	19,958.17
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00

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Councilman Wagner – Noted that there is a lot of garbage at Browns Point Park, and the garbage receptacles are overflowing. He said the weed harvester is working but is way behind schedule, and a lot of boaters were complaining about getting stuck in the weeds. He said the equipment should be tested in advance so they don't run into these problems. The boat races were put at a risk of cancelling and that is a major event for the Township. He wished everyone a happy Father's Day. He thanked everyone who attended the airshow. He read a statement regarding the Primary Election.

Administrator Battaglia – Said she would like to add on the agenda for discussion the topic about social media and the needs of the municipality. She explained that a number of sites that were established but not sanctioned by the Township and without rule. They have been working on a policy to bring forth to the Governing Body, and she asked the Governing Body to consider the policy because it is important that they keep up with current technology and have the means to communicate with the residents, and ultimately, establish a policy that they can distribute to everybody. She mentioned that she received an email advising that the county would be spraying for weeds and she forwarded it on to the Governing Body and the Department Heads. She said she appreciates the county communicating with the Township in advance.

Councilman Signorino – Asked the Governing Body and Administration to consider speed bumps in certain areas. Mayor Bieri explained that she researched this years ago and they should reference the response from the Chief and evaluate the rules and regulations; they can revisit it to see if anything has changed. Councilman Signorino said he would like to know how to begin the process and how to make it work.

Agenda No. XIII

Appointments and Resignations

~ Resolution 2018 – 179 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ACCEPTING RESIGNATIONS TENDERED

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby accept the following resignation tendered to the Township:

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
Kevin McCall	Economic Development Commission Citizen Member Term expires 12/31/18	May 18, 2018

Adopted: June 13, 2018

Moved: McGuinness Seconded: Wagner
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
Voted Nay: None
Motion Carried:

Mayor Bieri asked if the Council would like to make any appointments. Councilman McGuinness made a motion to make an appointment. There was no second from any other Councilmembers.

Councilman McGuinness said our country is facing a situation with school shootings. He would like the Governing Body to research the cost of metal detectors because there is no way the Township could absorb additional police officer salaries. He expressed that he wants the voting site removed from Paradise Knoll School before the election in November. Administrator Battaglia explained that the list of polling sites was already certified this year by the statutory deadline in April. The firehouse on Route 23 was found unsuitable for a polling site by the Board of Elections. There is a church in that area that is interested and once they complete the November election, they will go through the statutory process and review that site to see if it is acceptable and in 2019, they could certify that as a polling site. Councilman McGuinness requested a meeting with the Board of Elections and Councilman Signorino agreed. He said they want to meet to ask them to allow the Township to change the polling site.

Mayor Bieri invited a member of the public to the podium to speak.

Lori Eckhart, 35 Hopler Place, Newfoundland – Said that she is a PK Mom (Paradise Knolls), and she does have a concern about having the voting site at the school. She suggested that they close school that day. She said there is an option to make the library ADA accessible by the outer entrance by the playground, so the double doors of the library can be locked.

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If they make a ramp, the library will become ADA accessible, and it is a locked room with a separate entrance and they can keep the school open. She said she did bring it up multiple times in the past to the School Board. She mentioned that the church might not be available next year for a polling site.

Mayor Bieri mentioned that there was a discussion item on the agenda that will be discussed in executive session first, so the Governing Body might come back and discuss the item in case the public is interested.

Agenda No. XIV

Executive Session

~ Resolution 2018 – 177 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 13th day of June, 2018 that:

1. Prior to the conclusion of this **Workshop/Regular Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
 - () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
 - () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
 - () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
 - (X) b. (4) A collective bargaining agreement including negotiations
 - PBA and SOA
 - () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
 - (X) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
 - Matters of Public Safety – Special Police Officers and other Public Safety Matters
 - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
 - Attorney Client Privilege – COAH
 - Attorney Client Privilege – Newark Tax Appeals
 - Attorney Client Privilege – Sale of MUA
 - Attorney Client Privilege – Council on Mandates
 - Litigation - West Milford v B&B Organic Waste Recycling
 - () b. (8) Personnel matters.
 - () b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: June 13, 2018

Moved: McGuinness Seconded: Signorino
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

The Governing Body went into executive session at 9:00 p.m.
The Governing Body returned to the public meeting at 11:16 p.m. with all present as before.

Mayor Bieri noted that there are no further discussion items so she requested a motion adjourn.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. XV

Adjournment

There being no further business to come before the Council, the Governing Body adjourned the meeting at 11:16 p.m.

Moved: Signorino Seconded: McGuinness
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Approved: July 11, 2018

Respectfully submitted:

Sherry Zbrzeski, Clerk Typist

MAYOR BETTINA BIERI, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK